

**SUBSTITUTE FOR
SENATE BILL NO. 137**

A bill to make appropriations for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1
2
3
4
5
6
7
8
9

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2020, from the following funds:

DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0
Full-time equated classified positions.....	1,279.0

1	GROSS APPROPRIATION.....	\$	598,273,300
2	Interdepartmental grant revenues:		
3	IDG, MDOT - Michigan transportation fund.....		1,383,000
4	IDG from department of state police.....		1,793,600
5	Total interdepartmental grants and intradepartmental		
6	transfers		3,176,600
7	ADJUSTED GROSS APPROPRIATION.....	\$	595,096,700
8	Federal revenues:		
9	Federal funds.....		160,895,300
10	Total federal revenues.....		160,895,300
11	Special revenue funds:		
12	Private funds.....		1,061,800
13	Total private revenues.....		1,061,800
14	Air emissions fees.....		12,613,200
15	Aquatic nuisance control fund.....		948,400
16	Campground fund.....		328,600
17	Clean Michigan initiative - clean water fund.....		2,617,100
18	Clean Michigan initiative - nonpoint source.....		2,000,000
19	Cleanup and redevelopment fund.....		21,253,900
20	Coal ash care fund.....		260,000
21	Community pollution prevention fund.....		1,250,000
22	Drinking water declaration of emergency reserve fund.		100
23	Electronic waste recycling fund.....		339,700
24	Environmental education fund.....		176,500
25	Environmental pollution prevention fund.....		6,900,800
26	Environmental protection fund.....		521,400
27	Environmental response fund.....		3,812,200

1	Fees and collections.....	395,500
2	Financial instruments.....	9,555,400
3	Groundwater discharge permit fees.....	1,793,900
4	Infrastructure construction fund.....	52,200
5	Laboratory services fees.....	6,637,000
6	Land and water permit fees.....	3,357,400
7	Landfill maintenance trust fund.....	31,000
8	Medical waste emergency response fund.....	344,200
9	Metallic mining surveillance fee revenue.....	101,100
10	Mineral well regulatory fee revenue.....	223,200
11	Native copper mine fund.....	50,000
12	Nonferrous metallic mineral surveillance.....	370,200
13	NPDES fees.....	4,689,700
14	Oil and gas regulatory fund.....	5,331,200
15	Orphan well fund.....	2,429,800
16	Public swimming pool fund.....	665,500
17	Public utility assessments.....	420,000
18	Public water supply fees.....	5,057,900
19	Refined petroleum fund.....	42,407,400
20	Renew Michigan fund.....	69,000,000
21	Revitalization revolving loan fund.....	103,100
22	Revolving loan revenue bonds.....	15,000,000
23	Sand extraction fee revenue.....	93,000
24	Scrap tire regulatory fund.....	5,127,000
25	Septage waste program fund.....	530,600
26	Settlement funds.....	427,000
27	Sewage sludge land application fees.....	1,020,000

1	Small business pollution prevention revolving loan	
2	fund	167,400
3	Soil erosion and sedimentation control training fund.	175,300
4	Solid waste management fund - staff account	5,304,600
5	Stormwater permit fees	2,527,000
6	Strategic water quality initiatives fund	1,220,500
7	Underground storage tank cleanup fund	20,044,300
8	Wastewater operator training fees	608,600
9	Water pollution control revolving fund	668,900
10	Water quality protection fund	100,000
11	Water use reporting fees	294,800
12	Total other state restricted revenues	259,346,600
13	State general fund/general purpose	\$ 173,793,000
14	Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
15	Full-time equated unclassified positions..... 6.0	
16	Full-time equated classified positions..... 83.0	
17	Unclassified salaries--6.0 FTE positions	\$ 824,100
18	Accounting service center	1,438,000
19	Administrative hearings officers	396,000
20	Central support services--39.0 FTE positions	5,239,500
21	Communications and community outreach--31.0 FTE	
22	positions	4,659,000
23	Environmental support projects	5,000,000
24	Executive direction--13.0 FTE positions	2,133,600
25	Facilities management	1,000,000
26	Property management	<u>7,630,200</u>
27	GROSS APPROPRIATION	\$ 28,320,400

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from department of state police.....	76,500
4	Federal revenues:	
5	Federal funds.....	29,800
6	Special revenue funds:	
7	Private funds.....	364,100
8	Air emissions fees.....	1,534,000
9	Campground fund.....	15,800
10	Cleanup and redevelopment fund.....	1,611,300
11	Electronic waste recycling fund.....	15,300
12	Environmental education fund.....	176,500
13	Environmental pollution prevention fund.....	1,759,700
14	Environmental protection fund.....	327,000
15	Environmental response fund.....	531,600
16	Fees and collections.....	151,500
17	Financial instruments.....	7,369,100
18	Groundwater discharge permit fees.....	217,700
19	Laboratory services fees.....	309,100
20	Land and water permit fees.....	646,800
21	Medical waste emergency response fund.....	18,200
22	Metallic mining surveillance fee revenue.....	5,200
23	Mineral well regulatory fee revenue.....	9,100
24	Nonferrous metallic mineral surveillance.....	800
25	NPDES fees.....	278,400
26	Oil and gas regulatory fund.....	948,000
27	Orphan well fund.....	53,600

1	Public swimming pool fund.....	27,900
2	Public utility assessments.....	21,400
3	Public water supply fees.....	291,400
4	Refined petroleum fund.....	2,652,600
5	Sand extraction fee revenue.....	4,300
6	Scrap tire regulatory fund.....	175,600
7	Septage waste program fund.....	20,500
8	Settlement funds.....	427,000
9	Sewage sludge land application fees.....	125,800
10	Small business pollution prevention revolving loan	
11	fund	19,700
12	Soil erosion and sedimentation control training fund .	19,100
13	Solid waste management fund - staff account	371,400
14	Stormwater permit fees.....	266,400
15	Wastewater operator training fees.....	35,000
16	Water use reporting fees.....	25,000
17	State general fund/general purpose.....	\$ 7,388,200
18	Sec. 103. WATER RESOURCES DIVISION	
19	Full-time equated classified positions.....	312.0
20	Aquatic nuisance control program--6.0 FTE positions ..	\$ 948,400
21	Expedited water/wastewater permits--1.0 FTE position .	52,200
22	Federal - Great Lakes remedial action plan grants	583,800
23	Federal - nonpoint source water pollution grants	4,083,300
24	Fish contaminant monitoring.....	316,100
25	Great lakes restoration initiative.....	6,252,100
26	Groundwater discharge permit program--22.0 FTE	
27	positions	3,286,400

1	Land and water interface permit programs--82.0 FTE	
2	positions	12,037,700
3	Nonpoint source pollution prevention and control	
4	project program	2,000,000
5	NPDES nonstormwater program--83.0 FTE positions	13,467,800
6	Program direction and project assistance--27.0 FTE	
7	positions	3,164,500
8	Surface water--51.5 FTE positions	9,542,300
9	Sewage sludge land application program--7.0 FTE	
10	positions	859,600
11	Stormwater activities--27.5 FTE positions	5,100,000
12	Technology advancements for water monitoring	500,000
13	Water quality protection grants	100,000
14	Water withdrawal assessment program--5.0 FTE positions	829,200
15	Wetlands program	<u>1,000,000</u>
16	GROSS APPROPRIATION	\$ 64,123,400
17	Appropriated from:	
18	Interdepartmental grant revenues:	
19	IDG, MDOT - Michigan transportation fund	1,296,900
20	Federal revenues:	
21	Federal funds	26,967,200
22	Special revenue funds:	
23	Aquatic nuisance control fund	948,400
24	Clean Michigan initiative - clean water fund	2,617,100
25	Clean Michigan initiative - nonpoint source	2,000,000
26	Environmental response fund	204,800
27	Groundwater discharge permit fees	1,479,900

1	Infrastructure construction fund.....	52,200
2	Land and water permit fees.....	2,359,400
3	NPDES fees.....	4,234,300
4	Refined petroleum fund.....	445,900
5	Sewage sludge land application fees.....	859,600
6	Soil erosion and sedimentation control training fund.	143,200
7	Stormwater permit fees.....	2,171,400
8	Wastewater operator training fees.....	293,200
9	Water pollution control revolving fund.....	146,800
10	Water quality protection fund.....	100,000
11	Water use reporting fees.....	253,400
12	State general fund/general purpose.....	\$ 17,549,700
13	Sec. 104. LAW ENFORCEMENT	
14	Full-time equated classified positions.....	15.0
15	Environmental investigations--15.0 FTE positions.....	\$ <u>3,035,700</u>
16	GROSS APPROPRIATION.....	\$ 3,035,700
17	Appropriated from:	
18	Federal revenues:	
19	Federal funds.....	575,800
20	Special revenue funds:	
21	Air emissions fees.....	58,000
22	Campground fund.....	2,100
23	Cleanup and redevelopment fund.....	192,500
24	Electronic waste recycling fund.....	1,600
25	Environmental pollution prevention fund.....	265,400
26	Environmental response fund.....	41,900
27	Fees and collections.....	4,100

1	Financial instruments.....	532,800
2	Groundwater discharge permit fees.....	19,600
3	Laboratory services fees.....	35,600
4	Land and water permit fees.....	79,900
5	Medical waste emergency response fund.....	2,400
6	Metallic mining surveillance fee revenue.....	700
7	Mineral well regulatory fee revenue.....	1,200
8	NPDES fees.....	33,100
9	Oil and gas regulatory fund.....	89,300
10	Orphan well fund.....	7,100
11	Public swimming pool fund.....	3,700
12	Public utility assessments.....	2,000
13	Public water supply fees.....	27,300
14	Refined petroleum fund.....	375,800
15	Sand extraction fee revenue.....	600
16	Scrap tire regulatory fund.....	30,200
17	Septage waste program fund.....	2,700
18	Sewage sludge land application fees.....	11,700
19	Small business pollution prevention revolving loan	
20	fund	2,600
21	Soil erosion and sedimentation control training fund.	2,600
22	Solid waste management fund - staff account	42,400
23	Stormwater permit fees.....	18,300
24	Wastewater operator training fees.....	4,600
25	Water use reporting fees.....	3,100
26	State general fund/general purpose.....	\$ 565,000
27	Sec. 105. AIR QUALITY DIVISION	

1	Full-time equated classified positions.....	187.0	
2	Air quality programs--187.0 FTE positions.....		\$ <u>29,944,100</u>
3	GROSS APPROPRIATION.....		\$ 29,944,100
4	Appropriated from:		
5	Federal revenues:		
6	Federal funds.....		7,392,300
7	Special revenue funds:		
8	Air emissions fees.....		10,340,700
9	Fees and collections.....		205,400
10	Oil and gas regulatory fund.....		142,400
11	Public utility assessments.....		150,000
12	Refined petroleum fund.....		3,697,100
13	State general fund/general purpose.....		\$ 8,016,200
14	Sec. 106. RESOURCE MANAGEMENT DIVISION		
15	Full-time equated classified positions.....	329.0	
16	Drinking water--68.0 FTE positions.....		\$ 11,650,600
17	Environmental health--57.0 FTE positions.....		7,052,700
18	Drinking water program grants.....		830,000
19	Hazardous waste management program--45.0 FTE positions		6,727,000
20	Low-level radioactive waste authority--2.0 FTE		
21	positions		238,700
22	Medical waste program--2.0 FTE positions.....		313,600
23	Michigan geological survey.....		500,000
24	Municipal assistance--29.0 FTE positions.....		4,919,800
25	Noncommunity water grants.....		1,905,700
26	Oil, gas, and mineral services--57.0 FTE positions...		11,011,900
27	Pollution prevention--7.0 FTE positions.....		2,289,400

1	Radiological protection program--12.0 FTE positions ..	2,004,600
2	Recycling initiative--3.0 FTE positions	1,000,000
3	Scrap tire grants.....	3,500,000
4	Scrap tire regulatory program--10.0 FTE positions	1,356,900
5	Septage waste compliance grants.....	275,000
6	Solid waste management program--37.0 FTE positions ...	5,292,400
7	Water state revolving funds.....	<u>120,000,000</u>
8	GROSS APPROPRIATION.....	\$ 180,868,300
9	Appropriated from:	
10	Interdepartmental grant revenues:	
11	IDG from department of state police.....	1,691,300
12	Federal revenues:	
13	Federal funds.....	117,635,200
14	Special revenue funds:	
15	Private funds.....	505,200
16	Campground fund.....	302,300
17	Cleanup and redevelopment fund.....	1,000,000
18	Coal ash care fund.....	260,000
19	Community pollution prevention fund.....	250,000
20	Electronic waste recycling fund.....	316,300
21	Environmental pollution prevention fund.....	4,406,600
22	Fees and collections.....	34,500
23	Medical waste emergency response fund.....	313,600
24	Metallic mining surveillance fee revenue.....	92,500
25	Mineral well regulatory fee revenue.....	208,000
26	Native copper mine fund.....	50,000
27	Nonferrous metallic mineral surveillance.....	369,100

1	Oil and gas regulatory fund.....	3,818,000
2	Orphan well fund.....	2,339,600
3	Public swimming pool fund.....	618,800
4	Public utility assessments.....	238,700
5	Public water supply fees.....	4,270,300
6	Refined petroleum fund.....	721,400
7	Revolving loan revenue bonds.....	15,000,000
8	Sand extraction fee revenue.....	85,800
9	Scrap tire regulatory fund.....	4,856,900
10	Septage waste program fund.....	496,100
11	Small business pollution prevention revolving loan	
12	fund	134,400
13	Solid waste management fund - staff account	4,716,100
14	Strategic water quality initiatives fund.....	1,220,500
15	Wastewater operator training fees.....	256,600
16	Water pollution control revolving fund.....	514,700
17	State general fund/general purpose.....	\$ 14,145,800
18	Sec. 107. REMEDIATION AND REDEVELOPMENT DIVISION	
19	Full-time equated classified positions.....	308.0
20	Contaminated site investigations, cleanup and	
21	revitalization--130.0 FTE positions.....	\$ 15,173,500
22	Emergency cleanup actions.....	2,000,000
23	Environmental cleanup support.....	1,000,000
24	Federal cleanup project management--40.0 FTE positions	7,163,300
25	Laboratory services--39.0 FTE positions.....	6,471,000
26	Refined petroleum product cleanup program--99.0 FTE	
27	positions	34,849,000

1	Superfund cleanup.....	<u>1,000,000</u>
2	GROSS APPROPRIATION.....	\$ 67,656,800
3	Appropriated from:	
4	Federal revenues:	
5	Federal funds.....	6,480,300
6	Special revenue funds:	
7	Private funds.....	192,500
8	Cleanup and redevelopment fund.....	17,641,200
9	Community pollution prevention fund.....	1,000,000
10	Environmental protection fund.....	107,000
11	Environmental response fund.....	2,864,800
12	Laboratory services fees.....	6,153,200
13	Landfill maintenance trust fund.....	31,000
14	Public water supply fees.....	317,800
15	Refined petroleum fund.....	32,765,900
16	Revitalization revolving loan fund.....	103,100
17	State general fund/general purpose.....	\$ 0
18	Sec. 108. UNDERGROUND STORAGE TANK AUTHORITY	
19	Full-time equated classified positions..... 5.0	
20	Underground storage tank cleanup program--5.0 FTE	
21	positions	\$ <u>20,044,300</u>
22	GROSS APPROPRIATION.....	\$ 20,044,300
23	Appropriated from:	
24	Special revenue funds:	
25	Underground storage tank cleanup fund.....	20,044,300
26	State general fund/general purpose.....	\$ 0
27	Sec. 109. RENEWING MICHIGAN'S ENVIRONMENT	

1	Full-time equated classified positions.....	40.0	
2	Mapping and other support--5.0 FTE positions		\$ 4,300,000
3	Renew Michigan program--35.0 FTE positions		<u>69,000,000</u>
4	GROSS APPROPRIATION.....		\$ 73,300,000
5	Appropriated from:		
6	Special revenue funds:		
7	Renew Michigan fund.....		69,000,000
8	State general fund/general purpose		\$ 4,300,000
9	Sec. 110. INFORMATION TECHNOLOGY		
10	Information technology services and projects		\$ <u>9,630,200</u>
11	GROSS APPROPRIATION.....		\$ 9,630,200
12	Appropriated from:		
13	Interdepartmental grant revenues:		
14	IDG, MDOT - Michigan transportation fund.....		86,100
15	IDG from department of state police.....		25,800
16	Federal revenues:		
17	Federal funds.....		1,814,700
18	Special revenue funds:		
19	Air emissions fees.....		680,500
20	Campground fund.....		8,400
21	Cleanup and redevelopment fund.....		808,900
22	Electronic waste recycling fund.....		6,500
23	Environmental pollution prevention fund.....		469,100
24	Environmental protection fund.....		87,400
25	Environmental response fund.....		169,100
26	Financial instruments.....		1,653,500
27	Groundwater discharge permit fees.....		76,700

1	Laboratory services fees.....	139,100
2	Land and water permit fees.....	271,300
3	Medical waste emergency response fund.....	10,000
4	Metallic mining surveillance fee revenue.....	2,700
5	Mineral well regulatory fee revenue.....	4,900
6	Nonferrous metallic mineral surveillance.....	300
7	NPDES fees.....	143,900
8	Oil and gas regulatory fund.....	333,500
9	Orphan well fund.....	29,500
10	Public swimming pool fund.....	15,100
11	Public utility assessments.....	7,900
12	Public water supply fees.....	151,100
13	Refined petroleum fund.....	1,748,700
14	Sand extraction fee revenue.....	2,300
15	Scrap tire regulatory fund.....	64,300
16	Septage waste program fund.....	11,300
17	Sewage sludge land application fees.....	22,900
18	Small business pollution prevention revolving loan	
19	fund	10,700
20	Soil erosion and sedimentation control training fund.	10,400
21	Solid waste management fund - staff account.....	174,700
22	Stormwater permit fees.....	70,900
23	Wastewater operator training fees.....	19,200
24	Water pollution control revolving fund.....	7,400
25	Water use reporting fees.....	13,300
26	State general fund/general purpose.....	\$ 478,100
27	Sec. 111. ONE-TIME APPROPRIATIONS	

1	Drinking water declaration of emergency.....	\$	100
2	Drinking water revolving fund loan forgiveness.....		30,000,000
3	Lead and copper rule implementation.....		25,000,000
4	PFAS and emerging contaminants.....		30,000,000
5	Private well testing.....		5,000,000
6	Stormwater, asset management, and wastewater program.		30,000,000
7	Watershed grant program.....		<u>1,350,000</u>
8	GROSS APPROPRIATION.....	\$	121,350,100
9	Appropriated from:		
10	Special revenue funds:		
11	Drinking water declaration of emergency reserve fund.		100
12	State general fund/general purpose.....	\$	121,350,000

13 PART 2

14 PROVISIONS CONCERNING APPROPRIATIONS

15 FOR FISCAL YEAR 2019-2020

16 GENERAL SECTIONS

17 Sec. 201. Pursuant to section 30 of article IX of the state
 18 constitution of 1963, total state spending from state sources under
 19 part 1 for the fiscal year ending September 30, 2020 is
 20 \$433,139,600.00 and state spending from state sources to be paid to
 21 local units of government for the fiscal year ending September 30,
 22 2020 is \$19,646,000. The itemized statement below identifies
 23 appropriations from which spending to local units of government
 24 will occur:

25 DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

1	Surface water.....	\$	160,000
2	Technology advancements for water monitoring.....		500,000
3	Drinking water program grants.....		600,000
4	Medical waste program.....		70,000
5	Noncommunity water grants.....		1,830,000
6	Pollution prevention.....		250,000
7	Recycling initiative.....		500,000
8	Scrap tire grants.....		500,000
9	Septage waste compliance grants.....		120,000
10	Emergency cleanup actions.....		116,000
11	Renewing Michigan's environment.....		<u>15,000,000</u>
12	TOTAL.....	\$	19,646,000

13 Sec. 202. The appropriations authorized under this part and
14 part 1 are subject to the management and budget act, 1984 PA 431,
15 MCL 18.1101 to 18.1594.

16 Sec. 203. As used in this part and part 1:

17 (a) "Department" means the department of environment, Great
18 Lakes, and energy.

19 (b) "Director" means the director of the department.

20 (c) "FTE" means full-time equated.

21 (d) "IDG" means interdepartmental grant.

22 (e) "NPDES" means national pollution discharge elimination
23 system.

24 Sec. 204. The departments and agencies receiving
25 appropriations in part 1 shall use the internet to fulfill the
26 reporting requirements of this part. This requirement may include
27 transmission of reports via electronic mail to the recipients

1 identified for each reporting requirement, or it may include
2 placement of reports on an internet or intranet site.

3 Sec. 205. Funds appropriated in part 1 shall not be used for
4 the purchase of foreign goods or services, or both, if
5 competitively priced and of comparable quality American goods or
6 services, or both, are available. Preference shall be given to
7 goods or services, or both, manufactured or provided by Michigan
8 businesses if they are competitively priced and of comparable
9 quality. In addition, preference shall be given to goods or
10 services, or both, that are manufactured or provided by Michigan
11 businesses owned and operated by veterans, if they are
12 competitively priced and of comparable quality.

13 Sec. 206. The director shall take all reasonable steps to
14 ensure businesses in deprived and depressed communities compete for
15 and perform contracts to provide services or supplies, or both. The
16 director shall strongly encourage firms with which the department
17 contracts to subcontract with certified businesses in depressed and
18 deprived communities for services, supplies, or both.

19 Sec. 207. The departments and agencies receiving
20 appropriations in part 1 shall prepare a report on out-of-state
21 travel expenses not later than January 1 of each year. The travel
22 report shall be a listing of all travel by classified and
23 unclassified employees outside this state in the immediately
24 preceding fiscal year that was funded in whole or in part with
25 funds appropriated in the department's budget. The report shall be
26 submitted to the house and senate appropriations committees, the
27 house and senate fiscal agencies, and the state budget director.

1 The report shall include the following information:

2 (a) The dates of each travel occurrence.

3 (b) The total transportation and related costs of each travel
4 occurrence, including the proportion funded with state general
5 fund/general purpose revenues, the proportion funded with state
6 restricted revenues, the proportion funded with federal revenues,
7 and the proportion funded with other revenues.

8 Sec. 208. Funds appropriated in part 1 shall not be used by a
9 principal executive department, state agency, or authority to hire
10 a person to provide legal services that are the responsibility of
11 the attorney general. This prohibition does not apply to legal
12 services for bonding activities and for those activities that the
13 attorney general authorizes.

14 Sec. 209. Not later than November 30, the state budget office
15 shall prepare and transmit a report that provides for estimates of
16 the total general fund/general purpose appropriation lapses at the
17 close of the prior fiscal year. This report shall summarize the
18 projected year-end general fund/general purpose appropriation
19 lapses by major departmental program or program areas. The report
20 shall be transmitted to the chairpersons of the senate and house
21 appropriations committees and the senate and house fiscal agencies.

22 Sec. 211. The department shall cooperate with the department
23 of technology, management, and budget to maintain a searchable
24 website accessible by the public at no cost that includes, but is
25 not limited to, all of the following for each department or agency:

26 (a) Fiscal year-to-date expenditures by category.

27 (b) Fiscal year-to-date expenditures by appropriation unit.

1 (c) Fiscal year-to-date payments to a selected vendor,
2 including the vendor name, payment date, payment amount, and
3 payment description.

4 (d) The number of active department employees by job
5 classification.

6 (e) Job specifications and wage rates.

7 Sec. 212. Within 14 days after the release of the executive
8 budget recommendation, the department shall cooperate with the
9 state budget office to provide the senate and house appropriations
10 chairs, the senate and house appropriations subcommittee chairs,
11 and the senate and house fiscal agencies with an annual report on
12 estimated state restricted fund balances, state restricted fund
13 projected revenues, and state restricted fund expenditures for the
14 fiscal years ending September 30, 2019 and September 30, 2020.

15 Sec. 213. The department shall maintain, on a publicly
16 accessible website, a department scorecard that identifies, tracks,
17 and regularly updates key metrics that are used to monitor and
18 improve the agency's performance.

19 Sec. 214. Total authorized appropriations from all sources
20 under part 1 for legacy costs for the fiscal year ending September
21 30, 2020 are estimated at \$31,893,100.00. From this amount, total
22 agency appropriations for pension-related legacy costs are
23 estimated at \$15,504,000.00. Total agency appropriations for
24 retiree health care legacy costs are estimated at \$16,389,100.00.

25 Sec. 216. (1) The department shall report all of the following
26 information relative to allocations made from appropriations for
27 the environmental cleanup and redevelopment program, state

1 cleanups, emergency actions, superfund cleanups, the revitalization
2 revolving loan program, the brownfield grants and loans program,
3 the leaking underground storage tank cleanup program, the
4 contaminated lake and river sediments cleanup program, the refined
5 petroleum product cleanup program, and the environmental protection
6 bond projects under section 19508(7) of the natural resources and
7 environmental protection act, 1994 PA 451, MCL 324.19508, to the
8 state budget director, the senate and house appropriations
9 subcommittees on environmental quality, and the senate and house
10 fiscal agencies:

11 (a) The name and location of the site for which an allocation
12 is made.

13 (b) The nature of the problem encountered at the site.

14 (c) A brief description of how the problem will be resolved if
15 the allocation is made for a response activity.

16 (d) The estimated date that site closure activities will be
17 completed.

18 (e) The amount of the allocation, or the anticipated financing
19 for the site.

20 (f) A summary of the sites and the total amount of funds
21 expended at the sites by September 30, 2020.

22 (g) The number of brownfield projects that were successfully
23 redeveloped.

24 (2) The report prepared under subsection (1) shall also
25 include all of the following:

26 (a) The status of all state-owned facilities that are on the
27 list compiled under section 20108c of the natural resources and

1 environmental protection act, 1994 PA 451, MCL 324.20108c.

2 (b) The report shall include the total amount of funds
3 expended during the fiscal year and the total amount of funds
4 awaiting expenditure.

5 (c) The total amount of bonds issued for the environmental
6 protection bond program pursuant to part 193 of the natural
7 resources and environmental protection act, 1994 PA 451, MCL
8 324.19301 to 324.19306, and bonds issued pursuant to the clean
9 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

10 (3) The report shall be made available by April 30 of each
11 year.

12 Sec. 217. (1) The department may expend amounts remaining from
13 the current and prior fiscal year appropriations to meet funding
14 needs of legislatively approved sites for the environmental cleanup
15 and redevelopment program, the refined petroleum product cleanup
16 program, brownfield grants and loans, waterfront grants, and the
17 environmental bond site reclamation program.

18 (2) Unexpended and unencumbered amounts remaining from
19 appropriations from the environmental protection bond fund
20 contained in 2003 PA 173, 2005 PA 109, 2006 PA 343, 2011 PA 63, and
21 2012 PA 236 are appropriated for expenditure for any site listed in
22 this part and part 1 and any site listed in the public acts
23 referenced in this section.

24 (3) Unexpended and unencumbered amounts remaining from
25 appropriations from the clean Michigan initiative fund - response
26 activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006
27 PA 343, 2007 PA 121, 2011 PA 63, 2013 PA 59, 2014 PA 252, 2015 PA

1 84, 2016 PA 268, and 2017 PA 107 are appropriated for expenditure
2 for any site listed in this part and part 1 and any site listed in
3 the public acts referenced in this section.

4 (4) Unexpended and unencumbered amounts remaining from
5 appropriations from the refined petroleum fund activities contained
6 in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63,
7 2012 PA 200, 2013 PA 59, 2014 PA 252, 2015 PA 84, 2016 PA 268, 2017
8 PA 107, and 2018 PA 207 are appropriated for expenditure for any
9 site listed in this part and part 1 and any site listed in the
10 public acts referenced in this section.

11 (5) Unexpended and unencumbered amounts remaining from the
12 appropriations from the strategic water quality initiatives fund
13 contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, 2013 PA 59, 2014
14 PA 252, 2015 PA 84, 2016 PA 268, 2017 PA 107, and 2018 PA 207 are
15 appropriated for expenditure for any site listed in this part and
16 part 1 and any site listed in the public acts referenced in this
17 section.

18 Sec. 219. Unexpended settlement revenues at the end of the
19 fiscal year may be carried forward into the settlement fund in the
20 succeeding fiscal year up to a maximum carryforward of
21 \$2,500,000.00.

22 Sec. 220. The department shall not take disciplinary action
23 against an employee for communicating with a member of the
24 legislature or his or her staff.

25 Sec. 235. The department shall prepare an annual report to the
26 legislature by April 30 that details all of the following for each
27 of the allocations from the clean Michigan initiative bond fund as

1 described in section 19607(1)(a) to (i) of the natural resources
2 and environmental protection act, 1994 PA 451, MCL 324.19607:

3 (a) The progress of each project funded in each category.

4 (b) The current cost to date of each project funded in each
5 category.

6 (c) The estimated remaining cost of each project funded in
7 each category.

8 (d) The remaining balance of money in the fund allocated for
9 each category.

10 (e) The total debt obligation on all clean Michigan initiative
11 bonds and the length of time remaining until full bond repayment is
12 achieved.

13 Sec. 236. The department shall provide a report detailing the
14 expenditure of departmental funds appropriated in 2015 PA 143, 2016
15 PA 3, 2016 PA 268, and 2016 PA 340. The report shall include the
16 following:

17 (a) The names and locations of entities receiving funds.

18 (b) The purpose for each expenditure.

19 (c) The status of programs supported by this funding.

20 (d) A brief description of how related problems have been or
21 will be resolved if expenditures are made for immediate response.

22 (e) The job titles and number of departmental FTEs engaged in
23 the Flint declaration of emergency response effort.

24 Sec. 237. From the funds appropriated in part 1, the
25 department shall be responsible for the necessary and reasonable
26 attorney fees and costs incurred by private and independent legal
27 counsel chosen by current and former classified and unclassified

1 department employees in the defense of the department employees
2 named as a party in any state or federal lawsuits or investigations
3 related to the city of Flint municipal water system.

4 Sec. 238. From funds appropriated in part 1, the department
5 shall post the following on the department's publicly accessible
6 website:

7 (a) By November 1, a report listing each fee the department
8 assessed during the previous fiscal year. The report shall include
9 the dollar amount of each fee, the amount of revenue that was
10 projected to be received from each fee at the beginning of the
11 previous fiscal year, and the actual revenue received for each fee.
12 If the actual revenue for a particular fee is not available by
13 November 1, the department may use an unaudited or estimated figure
14 and indicate it as such in the report.

15 (b) By November 1, a report listing all fees currently
16 assessed by the department. The report shall include the dollar
17 amount of each fee, projected revenue for each fee, and the program
18 areas within the department that each fee will support. The report
19 shall also list the fund into which each fee is deposited. By May
20 1, the department shall update this report with year-to-date
21 revenue for each fee.

22 (c) By November 1, a report listing all federal and state fund
23 sources utilized by the department during the previous fiscal year.
24 The report shall include the amount of revenue that was projected
25 to be received from each fund source at the beginning of that
26 fiscal year, the current balance of each fund source, and the
27 actual revenue received for each fund source during that fiscal

1 year. If actual revenue for a particular fund or the actual balance
2 of a particular fund is not available by November 1, the department
3 may use an unaudited or estimated figure and indicate it as such in
4 the report.

5 (d) By November 1, a report listing the federal and state fund
6 sources that will be utilized by the department during the current
7 fiscal year. The report shall contain the following for each fund
8 source: an estimate of revenue that will be collected during the
9 fiscal year, the balance of the fund source at the beginning of the
10 fiscal year, and the program areas within the department that each
11 fund source will support. If the actual fund balance is not
12 available on November 1, the department may use an unaudited or
13 estimated figure and indicate it as such in the report. By May 1,
14 the department shall update this report with year-to-date figures
15 for each item in the report, and include year-to-date revenue for
16 each fund source.

17 (e) Any audits conducted on department programs or funds.

18 REMEDICATION AND REDEVELOPMENT DIVISION

19 Sec. 301. Revenues remaining in the laboratory services fees
20 fund at the end of the fiscal year shall carry forward into the
21 succeeding fiscal year.

22 Sec. 306. (1) The funds appropriated in part 1 for the refined
23 petroleum cleanup program shall be used to fund corrective actions
24 performed by the department pursuant to section 21320 of the
25 natural resources and environmental protection act, 1994 PA 451,
26 MCL 324.21320.

1 (2) By January 1, the department shall provide a report to the
2 house and senate subcommittees on environmental quality and the
3 state budget director on the refined petroleum product cleanup
4 program containing the following information:

5 (a) A list of sites the department intends to work on during
6 the current fiscal year, including the fiscal year the project
7 began.

8 (b) A list of sites at which the department performed
9 corrective actions during the previous fiscal year.

10 (c) A list of sites the department closed during the previous
11 fiscal year.

12 Sec. 308. The unexpended funds appropriated in part 1 for
13 emergency cleanup actions, the environmental cleanup and
14 redevelopment program, and the refined petroleum product cleanup
15 program are considered work project appropriations and any
16 unencumbered or unallotted funds are carried forward into the
17 succeeding fiscal year. The following is in compliance with section
18 451a(1) of the management and budget act, 1984 PA 431, MCL
19 18.1451a:

20 (a) The purpose of the projects to be carried forward is to
21 provide contaminated site cleanup.

22 (b) The projects will be accomplished by contract.

23 (c) The total estimated cost of all projects is identified in
24 each line-item appropriation.

25 (d) The tentative completion date is September 30, 2022.

26 Sec. 310. (1) Upon approval by the state budget director, the
27 department may expend from the general fund of the state an amount

1 to meet the cash-flow requirements of projects funded under any of
2 the following that are financed from bond proceeds and for which
3 bonds have been authorized but not yet issued:

4 (a) Part 52 of the natural resources and environmental
5 protection act, 1994 PA 451, MCL 324.5201 to 324.5206.

6 (b) Part 193 of the natural resources and environmental
7 protection act, 1994 PA 451, MCL 324.19301 to 324.19306.

8 (c) Part 196 of the natural resources and environmental
9 protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

10 (2) Upon the sale of bonds for projects described in
11 subsection (1), the department shall credit the general fund of the
12 state an amount equal to that expended from the general fund.

13 **WATER RESOURCES DIVISION**

14 Sec. 405. If a certified health department does not exist in a
15 city, county, or district or does not fulfill its responsibilities
16 under part 117 of the natural resources and environmental
17 protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the
18 department may spend funds appropriated in part 1 under the septage
19 waste compliance program in accordance with section 11716 of the
20 natural resources and environmental protection act, 1994 PA 451,
21 MCL 324.11716.

22 Sec. 410. From the funds appropriated in part 1, the
23 department shall compile a report on the status of the
24 implementation plan for the western Lake Erie basin collaborative
25 agreement. In an effort to learn more about the presence and timing
26 of harmful algal blooms, the report shall contain all of the

1 following:

2 (a) An estimated cost of removal of total phosphorus per pound
3 at the 4 major wastewater treatment plants.

4 (b) A description of the grants that have been awarded.

5 (c) A description of the work that has commenced on the issue
6 of dissolved reactive phosphorus, the expected objectives and
7 outcomes of that work, and a list of the parties involved in that
8 effort.

9 (d) A description of the efforts and outcomes aimed at the
10 total phosphorus reduction for the River Raisin watershed.

11 Sec. 413. From funds appropriated in part 1 for surface water,
12 \$150,000.00 is allocated to the continuation of the department's
13 contract for the cooperative lakes monitoring program to ensure the
14 continued operation of the program.

15 **UNDERGROUND STORAGE TANK AUTHORITY**

16 Sec. 701. The unexpended funds appropriated in part 1 for the
17 underground storage tank cleanup program are designated as a work
18 project appropriation, and any unencumbered or unallotted funds
19 shall not lapse at the end of the fiscal year and shall be
20 available for expenditures for projects under this section until
21 the projects have been completed. The following is in compliance
22 with section 451a(1) of the management and budget act, 1984 PA 431,
23 MCL 18.1451a:

24 (a) The purpose of the project is to provide contaminated site
25 cleanup.

26 (b) The project will be accomplished by contract.

1 (c) The total estimated cost of the project is \$20,000,000.00.

2 (d) The tentative completion date is September 30, 2023.

3 **ONE-TIME APPROPRIATIONS**

4 Sec. 802. (1) From the funds appropriated in part 1 for the
5 watershed grant program, grants shall be awarded to watershed
6 councils for education, administration, and conservation efforts. A
7 grant to an individual watershed council shall not exceed
8 \$80,000.00.

9 (2) On or before April 1, the department shall transmit to the
10 appropriations subcommittees, the fiscal agencies, and the state
11 budget office and post on the department's website a report on the
12 previous calendar year's activities of the watershed grant program.
13 The report shall include a list of all grantees and award amounts.